

111TH CONGRESS  
1ST SESSION

# H. R. 2442

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IN THE SENATE OF THE UNITED STATES

OCTOBER 19, 2009

Received; read twice and referred to the Committee on Energy and Natural  
Resources

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## AN ACT

To amend the Reclamation Wastewater and Groundwater  
Study and Facilities Act to expand the Bay Area Re-  
gional Water Recycling Program, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Bay Area Regional  
3 Water Recycling Program Expansion Act of 2009”.

4 **SEC. 2. PROJECT AUTHORIZATIONS.**

5 (a) IN GENERAL.—The Reclamation Wastewater and  
6 Groundwater Study and Facilities Act (43 U.S.C. 390h  
7 et seq.) (as amended by section 512(a) of the Consolidated  
8 Natural Resources Act of 2008) is amended by adding at  
9 the end the following:

10 **“SEC. 16\_\_\_\_. CCCSD-CONCORD RECYCLED WATER**  
11 **PROJECT.**

12 “(a) AUTHORIZATION.—The Secretary, in coopera-  
13 tion with the Central Contra Costa Sanitary District, Cali-  
14 fornia, is authorized to participate in the design, planning,  
15 and construction of recycled water distribution systems.

16 “(b) COST SHARE.—The Federal share of the cost  
17 of the project authorized by this section shall not exceed  
18 25 percent of the total cost of the project.

19 “(c) LIMITATION.—The Secretary shall not provide  
20 funds for the operation and maintenance of the project  
21 authorized by this section.

22 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
23 is authorized to be appropriated to carry out this section  
24 \$1,800,000.

1 **“SEC. 16\_\_\_\_. CENTRAL DUBLIN RECYCLED WATER DIS-**  
2 **TRIBUTION AND RETROFIT PROJECT.**

3 “(a) AUTHORIZATION.—The Secretary, in coopera-  
4 tion with the Dublin San Ramon Services District, Cali-  
5 fornia, is authorized to participate in the design, planning,  
6 and construction of recycled water system facilities.

7 “(b) COST SHARE.—The Federal share of the cost  
8 of the project authorized by this section shall not exceed  
9 25 percent of the total cost of the project.

10 “(c) LIMITATION.—The Secretary shall not provide  
11 funds for the operation and maintenance of the project  
12 authorized by this section.

13 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
14 is authorized to be appropriated to carry out this section  
15 \$1,150,000.

16 **“SEC. 16\_\_\_\_. PETALUMA RECYCLED WATER PROJECT,**  
17 **PHASES 2A, 2B, AND 3.**

18 “(a) AUTHORIZATION.—The Secretary, in coopera-  
19 tion with the City of Petaluma, California, is authorized  
20 to participate in the design, planning, and construction of  
21 recycled water system facilities.

22 “(b) COST SHARE.—The Federal share of the cost  
23 of the project authorized by this section shall not exceed  
24 25 percent of the total cost of the project.

1 “(c) LIMITATION.—The Secretary shall not provide  
 2 funds for the operation and maintenance of the project  
 3 authorized by this section.

4 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
 5 is authorized to be appropriated to carry out this section  
 6 \$6,000,000.

7 **“SEC. 16\_\_\_\_. CENTRAL REDWOOD CITY RECYCLED WATER**  
 8 **PROJECT.**

9 “(a) AUTHORIZATION.—The Secretary, in coopera-  
 10 tion with the City of Redwood City, California, is author-  
 11 ized to participate in the design, planning, and construc-  
 12 tion of recycled water system facilities.

13 “(b) COST SHARE.—The Federal share of the cost  
 14 of the project authorized by this section shall not exceed  
 15 25 percent of the total cost of the project.

16 “(c) LIMITATION.—The Secretary shall not provide  
 17 funds for the operation and maintenance of the project  
 18 authorized by this section.

19 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
 20 is authorized to be appropriated to carry out this section  
 21 \$8,000,000.

22 **“SEC. 16\_\_\_\_. PALO ALTO RECYCLED WATER PIPELINE**  
 23 **PROJECT.**

24 “(a) AUTHORIZATION.—The Secretary, in coopera-  
 25 tion with the City of Palo Alto, California, is authorized

1 to participate in the design, planning, and construction of  
2 recycled water system facilities.

3 “(b) COST SHARE.—The Federal share of the cost  
4 of the project authorized by this section shall not exceed  
5 25 percent of the total cost of the project.

6 “(c) LIMITATION.—The Secretary shall not provide  
7 funds for the operation and maintenance of the project  
8 authorized by this section.

9 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
10 is authorized to be appropriated to carry out this section  
11 \$8,250,000.

12 **“SEC. 16 \_\_\_\_ . IRONHOUSE SANITARY DISTRICT (ISD) ANTI-**  
13 **OCH RECYCLED WATER PROJECT.**

14 “(a) AUTHORIZATION.—The Secretary, in coopera-  
15 tion with the Ironhouse Sanitary District (ISD), Cali-  
16 fornia, is authorized to participate in the design, planning,  
17 and construction of recycled water distribution systems.

18 “(b) COST SHARE.—The Federal share of the cost  
19 of the project authorized by this section shall not exceed  
20 25 percent of the total cost of the project.

21 “(c) LIMITATION.—The Secretary shall not provide  
22 funds for the operation and maintenance of the project  
23 authorized by this section.

1 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
 2 is authorized to be appropriated to carry out this section  
 3 \$7,000,000.”.

4 (b) PROJECT IMPLEMENTATION.—In carrying out  
 5 sections 1642 through 1648 of the Reclamation Waste-  
 6 water and Groundwater Study and Facilities Act, and the  
 7 sections added to such Act by subsection (a), the Secretary  
 8 shall enter into individual agreements with the San Fran-  
 9 cisco Bay Area Regional Water Recycling implementing  
 10 agencies to fund the projects through the Bay Area Clean  
 11 Water Agencies (BACWA) or its successor, and shall in-  
 12 clude in such agreements a provision for the reimburse-  
 13 ment of construction costs, including those construction  
 14 costs incurred prior to the enactment of this Act, subject  
 15 to appropriations made available for the Federal share of  
 16 the project under sections 1642 through 1648 of the Rec-  
 17 lamation Wastewater and Groundwater Study and Facili-  
 18 ties Act and the sections added to such Act by subsection  
 19 (a).

20 (c) CLERICAL AMENDMENTS.—The table of contents  
 21 of the Reclamation Projects Authorization and Adjust-  
 22 ment Act of 1992 (43 U.S.C. prec. 371) (as amended by  
 23 section 512(a) of the Consolidated Natural Resources Act  
 24 of 2008) is amended by adding at the end the following:

“Sec. 16\_\_\_\_. CCCSD-Concord recycled water project.

“Sec. 16\_\_\_\_. Central Dublin recycled water distribution and retrofit project.

“Sec. 16\_\_\_\_. Petaluma recycled water project, phases 2a, 2b, and 3.

“Sec. 16\_\_\_\_. Central Redwood City recycled water project.

“Sec. 16\_\_\_\_. Palo Alto recycled water pipeline project.

“Sec. 16\_\_\_\_. Ironhouse Sanitary District (ISD) Antioch recycled water project.”.

**1 SEC. 3. MODIFICATION TO AUTHORIZED PROJECTS.**

2 (a) ANTIOCH RECYCLED WATER PROJECT.—Section  
3 1644(d) of the Reclamation Wastewater and Groundwater  
4 Study and Facilities Act (43 U.S.C. 390h–27) (as amend-  
5 ed by section 512(a) of the Consolidated Natural Re-  
6 sources Act of 2008) is amended by striking “\$2,250,000”  
7 and inserting “\$3,125,000”.

8 (b) SOUTH BAY ADVANCED RECYCLED WATER  
9 TREATMENT FACILITY.—Section 1648(d) of the Reclama-  
10 tion Wastewater and Groundwater Study and Facilities  
11 Act (43 U.S.C. 390h–31) (as amended by section 512(a)  
12 of the Consolidated Natural Resources Act of 2008) is  
13 amended by striking “\$8,250,000” and inserting  
14 “\$13,250,000”.

Passed the House of Representatives October 15,  
2009.

Attest:

LORRAINE C. MILLER,

*Clerk.*